FARAD CONTINUATION SHEET NO.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 3731 OF 2007

Office Notes, Office Memoranda of Coram, appearance, Court's orders or directions and Registrar's orders	Court's or Judge's orders

Mr. Anil Subramanian for petitioner.

CORAM: B.H. MARLAPALLE,J.

07/06/2007.

P.C.:

. In this petition the decree for possession passed by the trial court on 12/11/1990 under the Bombay Rent Act and confirmed by the Lower Appellate Court in Appeal No. 153 of 1992 as per the judgment and order dated 1/11/1999 is under challenged.

. In Writ Petition No. 4138 of 2006 decided on 24/8/2006 I have taken a view that the impugned orders can be challenged by filing a Civil Revision Application under Section 115 of C.P.C. and when such a statutory remedy is available, a writ petition need not be entertained.

. Hence, the learned counsel for the petitioner seeks leave to withdraw the petition to file a Civil Revision Application along with an application for condonation of delay.

. Leave granted and the petition is disposed as withdrawn.

(B.H. Marlapalle,J)